

<i>Examiner-Initiated Interview Summary</i>	Application No.	Applicant(s)
	10/782,683	RUSSELL ET AL.
	Examiner	Art Unit
	BERNARD KRASNIC	2624

All Participants:

Status of Application: \_\_\_\_\_

- (1) Bernard Krasnic (Examiner).
- (2) Mr. Derek Benke (Reg. No. 56,944).

(3) \_\_\_\_\_.

(4) \_\_\_\_\_.

Date of Interview: 12 February 2009

Time: 11:30am

Type of Interview:

- Telephonic
- Video Conference
- Personal (Copy given to:  Applicant     Applicant's representative)

Exhibit Shown or Demonstrated:  Yes     No

If Yes, provide a brief description: .

Part I.

Rejection(s) discussed:

Claims discussed:

*Claim 9*

Prior art documents discussed:

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

*See Continuation Sheet*

Part III.

- It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
- It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

/Bernard Krasnic/  
Examiner, Art Unit 2624

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: The Examiner initiated a call to the Applicant's attorney, Mr. Benke, in order to offer an Examiners Amendment to expedite prosecution. The Examiner suggested including a "tied to" apparatus limitation in the body of the method claim 9 in order to satisfy the 35 U.S.C. 101 issue [In re Bilski decision] where a method claim needs to be "tied to" an apparatus. Mr. Benke after contacting his Applicant emailed a proposal to the Examiner which is attached to this interview summary. The Examiner agreed to these amendments.